

August 17, 2011 E-31377

U. S. Nuclear Regulatory Commission Attn: Document Control Desk One White Flint North 11555 Rockville Pike Rockville, MD 20852

Subject:

Safety Analysis Report for the NUHOMS®-MP197 Transport Packaging for

Application to Revision 3 of Certificate of Compliance No. 9302, (Docket No. 71-

9302, TAC No. L24336)

Based on recent request from NRC staff, this submittal provides the Safety Analysis Report (SAR), Revision 10 for the NUHOMS®-MP197 Transport Packaging for Application to Revision 3 of Certificate of Compliance No. 9302. The proprietary and non-proprietary versions of the consolidated SAR are provided in Enclosures 2 and 3, respectively.

This submittal includes proprietary information which may not be used for any purpose other than to support your staff's review of the application. In accordance with 10 CFR 2.390, I am providing an affidavit (Enclosure 1) specifically requesting that you withhold this proprietary information from public disclosure.

Should the NRC staff require additional information to support review of this application, please do not hesitate to contact Kamran Tavassoli at 410-910-6944 or me at 410-910-6881.

Sincerely.

Jayant Bondre, PhD

Vice President - Engineering

cc: Kimberly Hardin (NRC SFST), provided in a separate mailing as follows:

- One paper copy of this cover letter and Enclosures 1 and 2
- Two electronic copies (CDs) of this cover letter and Enclosures 1 and 2

## **Enclosures:**

- 1. Affidavit Pursuant to 10 CFR 2.390
- 2. Safety Analysis Report, Revision 10, Proprietary Version
- 3. Safety Analysis Report, Revision 10, Non-proprietary Version

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## AFFIDAVIT PURSUANT TO 10 CFR 2.390

Transnuclear, Inc.		)
State of Maryland ) County of Howard	)	SS
		)

I, Jayant Bondre, depose and say that I am a Vice President of Transnuclear, Inc., duly authorized to execute this affidavit, and have reviewed or caused to have reviewed the information which is identified as proprietary and referenced in the paragraph immediately below. I am submitting this affidavit in conformance with the provisions of 10 CFR 2.390 of the Commission's regulations for withholding this information.

The information for which proprietary treatment is sought is contained in Enclosure 2 and as listed below:

• Portions of the SAR for the NUHOMS®-MP197 Transport Packaging

This document has been appropriately designated as proprietary.

I have personal knowledge of the criteria and procedures utilized by Transnuclear, Inc. in designating information as a trade secret, privileged or as confidential commercial or financial information.

Pursuant to the provisions of paragraph (b) (4) of Section 2.390 of the Commission's regulations, the following is furnished for consideration by the Commission in determining whether the information sought to be withheld from public disclosure, included in the above referenced document, should be withheld.

- The information sought to be withheld from public disclosure involves certain safety analysis report analyses related to the design of the NUHOMS®-MP197 transport cask, which are owned and have been held in confidence by Transnuclear, Inc.
- 2) The information is of a type customarily held in confidence by Transnuclear, Inc. and not customarily disclosed to the public. Transnuclear, Inc. has a rational basis for determining the types of information customarily held in confidence by it.
- Public disclosure of the information is likely to cause substantial harm to the competitive position of Transnuclear, Inc. because the information consists of descriptions of the design and analysis of transportation systems, the application of which provide a competitive economic advantage. The availability of such information to competitors would enable them to modify their product to better compete with Transnuclear, Inc., take marketing or other actions to improve their product's position or impair the position of Transnuclear, Inc.'s product, and avoid developing similar data and analyses in support of their processes, methods or apparatus.

Further the deponent sayeth not.

Javant Bondre

Vice President, Transnuclear, Inc.

Subscribed and sworn to me before this 17<sup>th</sup> day of August, 2011.

Notary Public

My Commission Expires

Lauren McKee
MOTARY PUBLIC

yine Arighdel County, Maryland

- Gammission Expires 2/12/2015

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